

radiant barrier sandwiched between said outer covering and said inner covering, said radiant barrier being adapted to reflect heat inwardly into said cavity.

Please amend claim 10 as follows:

10. (Amended) The thermal foot cover of claim 9, at least a portion of said bottom panel having an outer covering, an inner covering and a radiant barrier sandwiched between said outer covering and said inner covering, said bottom panel radiant barrier being adapted to reflect heat inwardly into said cavity.

Please amend claim 11 as follows:

11. (Amended) The thermal foot cover of claim 9, said bottom panel being a sole.

Please amend claim 12 as follows:

12. (Amended) The thermal foot cover of claim 9 further comprising a cavity enlargement means for facilitating insertion of the wearer's shoe-encased or boot-encased foot or the wearer's foot into said cavity.

Please amend claim 13 as follows:

13. (Amended) A thermal foot cover of claim 9 further comprising a bottom panel exterior coating attached to said bottom panel outer covering to provide a non-skid surface on the bottom of the thermal foot cover.

Please amend claim 15 as follows:

15. (Amended) The thermal foot cover of claim 12, said upper cover portion comprising a first top panel and a second top panel and said cavity enlargement means comprising a fastener which attached said first top panel to said second top panel to facilitate insertion of the wearer's shoe-encased or boot-encased foot or the wearer's foot into said cavity.

Please amend claim 16 as follows:

16. (Amended) The thermal foot cover of claim 12, said cavity enlargement means comprising an expandable ankle portion, said expandable ankle portion being adjacent to said ankle opening and made of an elastic material.

REMARKS

The Examiner has rejected claims 17-26 under 35 U.S.C., Section 112 as indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. The Examiner has further rejected claims 17-31 under 35 U.S.C., Section 101 as claiming the same invention as that of claims 1-15 of prior art U.S. Patent No. 6,185,845. Claims 17-31 have been canceled. Applicant agrees with the double patenting basis for rejection. Since these claims have been canceled, the rejections under 35 U.S.C., Section 112 are not further considered by Applicant.

The Examiner has rejected claims 9-13 and 15 under 35 U.S.C., Section 102(b) as anticipated by Bulzomi and claim 16 under 35 U.S.C., Section 103(a) as being unpatentable in view of Bulzomi in view of Terry. Applicant has amended claims 9-13, 15 and 16 to specifically require that applicant's radiant barrier is adapted to reflect heat inwardly into the cavity of the thermal foot cover. This is opposite to the teachings of